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OFFICIAL RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. DEP0546

Inventor: Serhan et al.
Serial No.: 09/822,126
Filed: March 30, 2001
Title: Intervertebral Connection System

Group Art Unit: 3732
Examiner: Manahan, Todd E.

CERTIFICATE OF FACSIMILE

I, Amy Schick, hereby certify that this correspondence is being faxed to the USPTO at 571-273-8300 on July 6, 2006.

Amy Schick (signature)
Amy Schick

July 6, 2006 (date)

Thomas M. DiMauro (name of Registered Representative)

NO. OF PAGES (including cover sheet): 27

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Docket No. DEP-0546

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CERTIFICATE OF MAILING

I, Amy Schick, hereby certify that this correspondence is being faxed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on July 6, 2006.

Amy Schick (signature)
Amy Schick

Thomas M. DiMauro (name of Registered Representative)

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated January 9, 2006 finally rejecting Claims 1,5-12,30,36-39,67-72 and 81 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on month(s).
2. ☐ A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. ☒ A timely response to the final rejection has been filed.
4. ☒ Fee \$500.00: for filing of Notice of Appeal
☐ Not required (fee paid in prior appeal)
☒ Charge to Deposit Account No. 10-0750/DEP-0546/TMD. Two additional copies of this Notice are enclosed herewith.
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/DEP-0546/TMD.

Respectfully submitted,

07/07/2006 MGEDEM1 00000054 100750 09822126
01 FC:1401 500.00 DA

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Date: July 5, 2006

Docket No. DEP-0546

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Respectfully submitted,

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